

## **MINUTES**

### **MONTANA HOUSE OF REPRESENTATIVES 64th LEGISLATURE - REGULAR SESSION**

#### **COMMITTEE ON HUMAN SERVICES**

**Call to Order:** Chair Art Wittich, on February 16, 2015 at 3:00 PM, in Room 152 Capitol

#### **ROLL CALL**

**Members Present:**

Rep. Art Wittich, Chair (R)  
Rep. Ellie Boldman Hill, Vice Chair (D)  
Rep. Seth Berglee (R)  
Rep. Alan Doane (R)  
Rep. Jennifer Eck (D)  
Rep. Bill Harris (R)  
Rep. Denise Hayman (D)  
Rep. Stephanie Hess (R)  
Rep. Jessica Karjala (D)  
Rep. Forrest Mandeville (R)  
Rep. Albert Olszewski (R)  
Rep. Gordon Pierson Jr (D)  
Rep. Alan Redfield (R)  
Rep. Vince Ricci (R)

**Members Excused:** Rep. Kirk Wagoner, Vice Chair (R)  
Rep. Tom Jacobson (D)  
Rep. Carolyn Pease-Lopez (D)

**Members Absent:** None

**Staff Present:** Sue O'Connell, Legislative Branch  
Phoebe Williams, Committee Secretary

**Audio Committees:** These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

**Committee Business Summary:**

Hearing & Date Posted: HB 442, 2/12/2015; HB 456, 2/12/2015; HB 468, 2/12/2015; HB 472, 2/12/2015

**HEARING ON HB 456**

**Opening Statement by Sponsor:**

00:01:43 Rep. Rae Peppers (D), HD 41, opened the hearing on HB 456, Add PTSD to the list of debilitating medical conditions for marijuana use.  
00:01:45 Rep. Wagoner joined the meeting

**Proponents' Testimony:**

00:05:12 Tayln Lang, Montana Veterans  
00:08:40 Kathleen Shannon, Self

[EXHIBIT\(huh35a01\)](#)

[EXHIBIT\(huh35a02\)](#)

00:11:33 Kate Cholewa, Self  
00:17:36 Dustin Monroe, Self  
00:20:45 Niki Zupanich, American Civil Liberties Union (ACLU)  
00:21:26 Cheryl Hodges, Self

**Opponents' Testimony:** None

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

00:22:48 Rep. Olszewski  
00:23:18 Tayln Lang, Montana Veterans  
00:24:07 Rep. Olszewski  
00:24:18 Tayln Lang, Montana Veterans  
00:24:37 Rep. Karjala  
00:24:59 Tayln Lang, Montana Veterans  
00:25:16 Rep. Karjala  
00:25:25 Tayln Lang, Montana Veterans  
00:25:59 Chairman Wittich  
00:26:29 Rep. Peppers  
00:26:43 Chairman Wittich  
00:27:04 Rep. Peppers  
00:27:10 Tayln Lang, Montana Veterans

**Closing by Sponsor:**

00:27:39 Rep. Peppers  
[EXHIBIT\(huh35a03\)](#)

00:29:04 Rep Jacobson joined the meeting

**HEARING ON HB 468**

**Opening Statement by Sponsor:**

00:29:17 Rep. Gordon Pierson (D), HD 78, opened the hearing on HB 468, Revising laws on period of commitment or treatment of developmentally disabled.

**Proponents' Testimony:**

00:31:03 Beth Brenneman, Disability Rights Montana, Montana Independent Living Center

[EXHIBIT\(huh35a04\)](#)

00:33:18 Niki Zupanic, American Civil Liberties Union (ACLU)

**Opponents' Testimony:** None

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

00:33:39 Chairman Wittich

00:34:20 Beth Brenneman, Disability Rights Montana

00:34:58 Chairman Wittich

00:35:16 Beth Brenneman, Disability Rights Montana

00:35:30 Chairman Wittich

00:35:50 Beth Brenneman, Disability Rights Montana

00:36:10 Chairman Wittich

00:36:30 Beth Brenneman, Disability Rights Montana

00:37:33 Chairman Wittich

00:38:05 Beth Brenneman, Disability Rights Montana

**Closing by Sponsor:**

00:38:16 Rep. Pierson

**HEARING ON HB 472**

**Opening Statement by Sponsor:**

00:38:55 Rep. Tom Jacobson (D), HD 21, opened the hearing on HB 472, Reauthorize the child and family ombudsman.

**Proponents' Testimony:**

00:42:17 Jon Bennion, Department of Justice (DOJ)

[EXHIBIT\(huh35a05\)](#)

00:48:39 John Walton, Self

01:02:52 Erica Dion, Self

[EXHIBIT\(huh35a06\)](#)

01:05:55 Patsy Fercho, Self

[EXHIBIT\(huh35a07\)](#)

01:17:21 Cheryl Hodges, Self

01:20:36 April Hall, Self

01:22:49 Keith Newmeyer, Self

[EXHIBIT\(huh35a08\)](#)

**Opponents' Testimony:** None

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

01:24:57 Rep. Redfield  
01:25:46 Dana Toole, Department of Justice (DOJ)  
01:27:33 Rep. Redfield  
01:27:49 Dana Toole, DOJ  
01:28:22 Rep. Harris  
01:29:29 Dana Toole, DOJ  
01:31:16 Rep. Harris  
01:32:10 Dana Toole, DOJ  
01:33:14 Rep. Harris  
01:33:38 Dana Toole, DOJ  
01:33:48 Rep. Hayman  
01:34:21 Dana Toole, DOJ  
01:34:51 Rep Hayman  
01:34:57 Dana Toole, DOJ  
01:35:30 Rep. Hayman  
01:35:51 Dana Toole, DOJ  
01:36:09 Rep. Hayman  
01:36:31 Dana Toole, DOJ  
01:37:54 Rep. Mandeville  
01:38:17 Chairman Wittich  
01:38:21 Rep. Jacobson  
01:38:30 Rep. Hill  
01:39:45 Dana Toole, DOJ  
01:41:24 Rep. Hill  
01:41:58 Dana Toole, DOJ  
01:43:01 Rep. Doane  
01:43:14 Dana Toole, DOJ  
01:43:37 Rep. Doane  
01:43:42 Dana Toole, DOJ  
01:45:06 Rep. Doane  
01:45:23 Sarah Corbally, Department of Health and Human Service (DPHHS)  
01:45:33 Rep. Doane  
01:45:58 Sarah Corbally, DPHHS  
01:46:22 Rep. Doane  
01:46:34 Sarah Corbally DPHHS  
01:47:02 Rep. Wagoner  
01:47:14 Sarah Corbally, DPHHS  
01:47:38 Rep. Wagoner  
01:47:46 Chairman Wittich  
01:49:09 Dana Toole, DOJ  
01:50:19 Chairman Wittich  
01:50:34 Dana Toole, DOJ  
01:51:38 Chairman Wittich  
01:52:07 Dana Toole, DOJ  
01:52:49 Chairman Wittich  
01:54:37 Dana Toole, DOJ  
01:56:33 Chairman Wittich  
01:56:39 Dana Toole, DOJ  
01:56:47 Chairman Wittich

01:56:58 Dana Toole, DOJ  
 01:57:19 Chairman Wittich  
 01:59:17 Dana Toole, DOJ  
 02:01:15 Rep. Hess  
 02:01:32 Dana Toole, DOJ  
 02:02:07 Rep. Harris  
 02:04:15 Dana Toole, DOJ

**Closing by Sponsor:**

02:05:13 Rep. Jacobson

**HEARING ON HB 442**

02:10:00 Representative Wagoner took over the chair.

**Opening Statement by Sponsor:**

02:10:35 Rep. Art Wittich (R), HD 68, opened the hearing on HB 442, Establish resource limits for public assistance programs.

**Proponents' Testimony:** None

**Opponents' Testimony:**

02:15:38 Geralyn Driscoll, Department of Health and Human Services (DPHHS)

[EXHIBIT\(huh35a09\)](#)

02:18:00 Heather O'Loughlin, Montana Budget and Policy Center

02:20:49 Robin Turner, Montana Coalition Against Domestic and Sexual Violence

02:22:08 Micah Nielsen, Montana Women Vote

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

02:24:46 Rep. Hill  
 02:25:15 Geralyn Driscoll, DPHHS  
 02:26:47 Rep. Mandeville  
 02:27:07 Geralyn Driscoll, DPHHS  
 02:27:11 Rep. Mandeville,  
 02:27:26 Geralyn Driscoll, DPHHS  
 02:27:47 Rep. Eck  
 02:28:22 Rep. Wittich  
 02:30:00 Rep. Harris  
 02:31:15 Geralyn Driscoll, DPHHS  
 02:32:14 Rep. Harris  
 02:33:44 Geralyn Driscoll, DPHHS  
 02:34:47 Rep. Karjala  
 02:35:53 Robin Turner, Montana Coalition Against Sexual and Domestic Violence  
 02:36:16 Geralyn Driscoll, DPHHS  
 02:36:42 Rep. Karjala  
 02:37:20 Geralyn Driscoll, DPHHS  
 02:38:14 Rep. Hayman  
 02:38:20 Rep. Hill

02:39:41 Geralyn Driscoll, DPHHS  
 02:41:06 Rep. Eck  
 02:41:24 Sue O'Connell, Legislative Services Division (LSD)  
 02:41:52 Rep. Hill  
 02:42:11 Geralyn Driscoll, DPHHS  
 02:43:42 Chairman Wagoner  
 02:44:14 Rep. Wittich

**Closing by Sponsor:**

02:47:07 Rep. Wittich

02:47:44 Chairman Wittich

**EXECUTIVE ACTION ON HB 429**

02:48:17 **Motion:** Rep. Wagoner moved that **HB 429 DO PASS.**

**Discussion:**

02:48:32 Rep. Hill

02:49:36 **Vote:** Motion carried 16-1 by voice vote with Rep. Pierson voting no. Rep. Pierson voted by proxy.

**EXECUTIVE ACTION ON HB 438**

02:49:51 **Motion:** Rep. Wagoner moved that **HB 438 DO PASS.**

**Discussion:**

02:50:07 Rep. Eck

02:50:39 Rep. Olszewski

02:51:37 **Motion/Vote:** Rep. Jacobson made a substitute motion that **HB 438 BE TABLED.** Motion carried unanimously by voice vote. Rep. Pease-Lopez and Rep. Pierson voted by proxy.

**EXECUTIVE ACTION ON HB 382**

02:53:23 **Motion/Vote:** Rep. Wagoner moved that **HB 382 DO PASS.** Motion carried unanimously by voice vote. Rep. Pease-Lopez and Rep. Pierson voted by proxy.

**EXECUTIVE ACTION ON HB 383**

02:54:30 **Motion:** Rep. Wagoner moved that **HB 383 DO PASS.**

**Discussion:**

02:55:01 Chairman Wittich

02:55:16 Rep. Karjala

02:55:38 **Motion:** Rep. Wagoner moved that **HB 383 BE AMENDED.**

**EXHIBIT**(huh35a10)

**Discussion:**

02:56:01 Chairman Wittich  
02:56:08 Rep. Karjala  
02:56:59 **Vote:** Motion carried 15-0 by voice vote. Rep. Pease-Lopez and Rep. Pierson were excused.

02:57:07 **Motion:** Rep. Wagoner moved that **HB 383 DO PASS AS AMENDED.**

**Discussion:**

02:57:20 Rep. Olszewski  
02:58:00 Rep. Karjala  
02:59:04 Rep. Mandeville  
02:59:38 Rep. Eck  
03:00:10 Rep. Olszewski  
03:00:45 Rep. Hayman  
03:01:51 Rep. Karjala

03:02:35 **Motion/Vote:** Rep. Wagoner made a substitute motion that **HB 383 BE TABLED.** Motion carried 10-7 by roll call vote with Rep. Eck, Rep. Hayman, Rep. Hill, Rep. Jacobson, Rep. Karjala, Rep. Pease-Lopez and Rep. Pierson voting no. Rep. Pease-Lopez and Rep. Pierson voted by proxy.

03:03:52 Chairman Wittich  
03:04:42 Rep. Doane  
03:05:18 Rep. Jacobson  
03:05:38 Chairman Wittich  
03:06:27 Rep. Eck  
03:06:38 Chairman Wittich

**ADJOURNMENT**

Adjournment: 03:07:02

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Phoebe Williams, Secretary

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Additional Documents:

**EXHIBIT**([huh35aad.pdf](#))